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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/826,569	04/16/2004	Fiona Jaswant Singh Sheeran	SHE04.1001	1753
54611	7590	03/14/2006		
KNIGHT LAW SERVICES 140 BROADWAY SUITE 4600 NEW YORK, NY 10005			EXAMINER EPPS, TODD MICHAEL	
			ART UNIT	PAPER NUMBER
			3632	

DATE MAILED: 03/14/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	10/826,569	SHEERAN, FIONA JASWANT SINGH	
	<b>Examiner</b>	<b>Art Unit</b>	
	Todd M. Epps	3632	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 14 February 2006.
- 2a) ☐ This action is FINAL.                      2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-30 is/are pending in the application.
- 4a) Of the above claim(s) 2-18 is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 19-30 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 16 April 2004 is/are: a) ☐ accepted or b) ☒ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)  | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)   | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)             |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date <u>4/16/04</u> . | 6) <input type="checkbox"/> Other: _____  |

This is the first Office Action for serial number 10/826,569, Accessory Hanger, filed on April 16, 2004.

### ***Drawings***

The drawings are objected to under 37 CFR 1.83(a) because 1) in Fig. 7c, an arm with angular curves cannot insert in the internal cylindrically shaped hollow column of the support base; 2) in Fig. 6d, an arm is not the same as shown in Fig. 6e and 6f; 3) no drawings that show an arm with two pieces and the first section comprises spiral grooves; 4) no drawings that show an arm with two pieces and having spiral grooves on both ends of a first section; and 5) no drawings that show an arm with two pieces and the first section comprises spiral grooves with a coupling means that extends the length of the arm in a telescoping manner. Any structural detail that is essential for a proper understanding of the disclosed invention should be shown in the drawing. MPEP § 608.02(d). Corrected drawing sheets in compliance with 37 CFR 1.121(d) are required in reply to the Office action to avoid abandonment of the application. Any amended replacement drawing sheet should include all of the figures appearing on the immediate prior version of the sheet, even if only one figure is being amended. The figure or figure number of an amended drawing should not be labeled as "amended." If a drawing figure is to be canceled, the appropriate figure must be removed from the replacement sheet, and where necessary, the remaining figures must be renumbered and appropriate changes made to the

Art Unit: 3632

brief description of the several views of the drawings for consistency. Additional replacement sheets may be necessary to show the renumbering of the remaining figures. Each drawing sheet submitted after the filing date of an application must be labeled in the top margin as either "Replacement Sheet" or "New Sheet" pursuant to 37 CFR 1.121(d). If the changes are not accepted by the examiner, the applicant will be notified and informed of any required corrective action in the next Office action. The objection to the drawings will not be held in abeyance.

### ***Claim Objections***

Claim 23 is objected because line 2, the phrase "first second first having spirally grooves" should be -- first section having spirally grooves --.

Claim 30 is objected because line 1, the phrase "wherein said arm is made is a" should be -- wherein said arm is made of a --.

### ***Claim Rejections - 35 USC § 112***

The following is a quotation of the first paragraph of 35 U.S.C. 112:

The specification shall contain a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the same and shall set forth the best mode contemplated by the inventor of carrying out his invention.

Claim 25 is rejected under 35 U.S.C. 112, first paragraph, as failing to comply with the enablement requirement. The claim(s) contains subject matter which was not described in the specification in such a way as to enable one skilled in the art to which it

pertains, or with which it is most nearly connected, to make and/or use the invention. Figure 7c, the first section on the arm of the nail-like head can't be inserted in the support base with an internal cylindrically shaped hollow column with the first section having angular curves.

The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter, which the applicant regards as his invention.

Claims 25, 28, and 29 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

Regarding claim 25, which depends on claim 19, both claims are presented with different embodiments.

Regarding claim 28, which depends on claim 19, both claims are presented with different embodiments.

Regarding claim 29, which depends on claim 19, both claims are presented with different embodiments.

### ***Claim Rejections - 35 USC § 102***

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

Art Unit: 3632

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claim 1 is rejected under 35 U.S.C. 102(b) as being anticipated by U.S. Patent No. 5,594,419 to Lo.

Lo '419 discloses a support base (10) having a receiving portion (fig. 1) that at least substantially transverses a support base; an arm (15) having a first end and a second end, a first angle, and a second angle (fig. 1), and wherein a first end is inserted into a receiving portion so that it rotatably engages a support base (10).

### ***Claim Rejections - 35 USC § 103***

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 19-30 are rejected under 35 U.S.C. 103(a) as being unpatentable over U.S. Patent No. 2,473,086 to Montero in view of 5,924,667 to Grahn et al. (Grahn).

Montero '086 discloses an accessory hanger, comprising: a support base (12) having an internal cylindrically shaped hollow column that at least substantially transverse a support base; an arm with at least two pieces having a first section (17-top portion) and a second section (17-bottom portion), wherein a first section having a first end and a second end and a second section has a first end and a second end; wherein a second end of a first section further comprises part of a coupling means that engages

Art Unit: 3632

and secures a first section to second section; a first end of a second section further comprises another part of a coupling means that engages and secures a second section to a first section; an attachment means (fig. 1) that engages and secures a first end of a first section to a support base; wherein a first end of a first section is substantially the same length as a support base; wherein a second end of a second section of an arm is disposed in an upward direction; wherein a first section and second section are angular; wherein coupling means comprises a hinge (16); wherein attachment means comprises a first end of a first section having a nail-like head;

However, Montero '086 fails to disclose wherein the first end of a first section further comprises spiral grooves, and a support base having corresponding grooves that rotatably secures a first end of a first section. Nevertheless, Grahm '667 discloses an arm with spiral grooves on a first end and a hollow column of a support base having corresponding grooves that rotatably secures a first end of a first section. Accordingly, it would have been obvious to one of ordinary skill in the art at the time the invention was made to have modified the first end of a first section of Montero with spiral grooves on a first end along with grooves in a hollow column of a support base as taught by Grahm '667 wherein doing so would provide thereof for additional strength.

Regarding claim 24, Montero '086 in view of Grahm '667 discloses the previous invention failing to specifically teach wherein the attachment means comprises a nut with internal grooves. Accordingly, it would have been obvious to one of ordinary skill in the art at the time the invention was made to have a nut attached to a first end of a first section wherein doing so would provide thereof for additional support.

Regarding claim 26, Montero '086 discloses the previous invention failing to specifically teach wherein a first section having spiral grooves on a second end with a second section having a cylindrical hollow column having corresponding grooves into which the second end of a first section end is screwed. Nevertheless, Grahn '667 discloses wherein a first section having spiral grooves on a second end with a second section having a cylindrical hollow column having corresponding grooves. Accordingly, it would have been obvious to one of ordinary skill in the art at the time the invention was made to have modified a hinge of Montero '086 with a first section having spiral grooves on a second end with a second section having a cylindrical hollow column having corresponding grooves as taught by Grahn '667 wherein doing so would provide thereof for more stability.

Regarding claims 28 and 29, Montero '086 discloses the previous invention failing to specifically teach wherein the coupling means that extends the length of the arm in a telescoping manner, and using a spring. Nevertheless, Grahn '667 discloses wherein a coupling means that extends the length of the arm in a telescoping manner, and using a spring. Accordingly, it would have been obvious to one of ordinary skill in the art at the time the invention was made to have modified the coupling means of Montero '086 with a coupling means that extends the length of the arm in a telescoping manner, and using a spring as taught by Grahn '667 wherein doing so would provide thereof for more flexibility to adjust the arm.

Regarding claim 30, Montero '086 in view of Grahn '667 discloses the previous invention failing to specifically teach wherein an arm is made of a decorative manner.



Art Unit: 3632

Accordingly, it would have been obvious to one of ordinary skill in the art at the time the invention was made to have any type of decorations wherein doing so would provide thereof perchance with enhancement of the appearance of the accessory hanger.

### ***Conclusion***

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

U.S. Patent No. 1,132,414 to White

U.S. Patent No. 2,064,133 to Schroeder

U.S. Patent Publication No. 2004/0108432

The above references disclose a structure similar to the applicant's invention.


Any inquiry concerning this communication or earlier communications from the examiner should be directed to Todd M. Epps whose telephone number is 571-272-8282. The examiner can normally be reached on M-F (7:30-4:30).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Robert Olszewski can be reached on 571-272-6788. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 3632

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Todd M. Epps  
Patent Examiner  
Art Unit 3632  
March 3, 2006

  
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